

**Application No.: 09/865,120****Atty Docket: 3COM 3422-1****REMARKS**

Claims 1-171 are pending in this application. Claims 1, 15, 17, 18, 31, 32, 51, 83, 115 and 148 are amended.

Preliminarily, Applicants express their appreciation to the Examiner for picking up this long pending application.

**Claim Rejections Under USC § 112**

Applicants have amended claims 18 and 31 and other similarly worded claims to overcome the objection. However, this does not mean that Applicants agree with the Examiner's legal view that claims cannot get coverage of future Bluetooth standards. Claims are written and granted on a regular basis that cover future standards. Counsel for patent applicants are routinely implored by Judge Rader and others to think about how to claim foreseeable future developments by their word choice. We intend for these claims to extend, as fully as the law permits, to future variations on current standards.

**Claim Rejections Under USC § 102(e)**

Claims 1-5, 7, 10-13, 17-18, 22, 24-26, 28, 30-35, 37-44, 46, 49-50, 56-58, 60, 62-67, 69-76, 78, 81-82, 88-90, 92, 94-99, 101-108, 110, 113-114, 121-123, 125, 127-132, 134-141, 146-147, 154-156, 158, 160-165, 167-171 are rejected under 35 U.S.C. § 102(e) as being anticipated by Moon (US 6,804,532).

The accompanying inventors' declaration removes Moon as a reference. The inventors' testimony is fully corroborated by a paper predating the Moon et al. reference. The Examiner will appreciate, upon comparing the paper and this application, the similarities between the two, which strengthens the corroboration.

**Claim Rejections Under USC § 103(a)**

The remaining claims are rejected under U.S.C. § 103(a) as being unpatentable over Moon (US 6,804,532) in view of various references, including Ala-Laurila (US 6,587,68, Cervello (US 2002/0060995), Palmer and Official Notice, and Vaduvur (US 6,446,088).

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The declarations submitted herewith remove Moon as a reference, eliminating the primary reference on which every section 103(a) rejection depends. Accordingly, Applicants submit that the section 103(a) rejections should be withdrawn.

### **CONCLUSION**

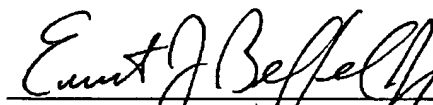
Applicants respectfully submit that the pending claims are now in condition for allowance and thereby solicit acceptance of the claims, in light of these amendments.

Applicants request an interview prior to the next office action, to understand the Examiner's further analysis, discuss possible amendments and thereby make up for lost time in processing of this very old application.

The undersigned can ordinarily be reached at his office at (650) 712-0340 from 8:30 to 5:30 PST, Monday through Friday, and can be reached at his cell phone (415) 902-6112 most other times.

Respectfully submitted,

Dated: 13 June 2005



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